



USDS SDNY DOCUMENT ELECTRONICALLY FILED DOC #: DATE FILED: 2-13-08
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THE CITY OF NEW YORK
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MEMO ENDORSED

February 13, 2008

BY FACSIMILE

Honorable P. Kevin Castel
United States District Judge
Southern District of New York
500 Pearl Street
New York, New York 10007

Re: Gregory Kleine v. City of New York et al., 07 CV 5887 (PKC)

Your Honor:

As the Assistant Corporation Counsel assigned to the defense of the above-referenced civil rights action, I write in response to plaintiff's letter application to the Court dated February 7, 2008. In his application, plaintiff requests that the Court schedule a pre-motion conference regarding plaintiff's proposed motion to amend the complaint to substitute Officer Michael Rhome for the "John Doe" defendant and add a federal cause of action for false arrest pursuant to 42 U.S.C. § 1983 against defendant Leonardo Moscoso and proposed defendant Michael Rhome. Defendants City of New York and Leonardo Moscoso do not object to plaintiff's proposed amendments to the complaint and accordingly, no pre-motion conference is necessary.

*Plaintiff may
proceed within
the filing of the
amended complaint
within ten days hereof.
SO ORDERED.
[Signature]
USDS
2-13-08*

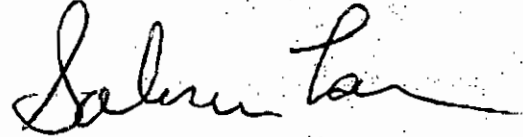
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NYC LAW DEPARTMENT

Defendants thank the Court for its consideration in this regard.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Sabrina Tann', written in a cursive style.

Sabrina Tann (ST 2552)
Assistant Corporation Counsel
Special Federal Litigation Division

cc: Andrew Laskin, Esq.
Robinson & Yablon
Attorney for Plaintiff
(By Facsimile)